GOVERNMENT OF INDIA
FINANCE
LOK SABHA

UNSTARRED QUESTION NO:2637
ANSWERED ON:16.03.2007
PROSECUTION OF FERA CASES
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Will the Minister of FINANCE be pleased to state:

(a) the details of cases related to Foreign Exchange Regulation Act (FERA) violation registered, prosecuted, convicted and pending during each of the last three years till February, 2007;

(b) the details of cases pending for one year, three years and more than three years;

(c) whether review of cases has been done;

(d) if so, the details thereof;

(e) if not, the reasons therefor; and

(f) the steps taken by the Union Government in this regard

Answer

MINISTER OF STATE IN THE MINISTRY OF FINANCE (SHRI S.S. PALANIMANICKAM)

(a) & (b) During the last 3 years, no fresh case of Foreign Exchange Regulation Act (FERA) violation was registered or prosecuted. The number of cases resulting into conviction during the last 3 years are as under:

Year	u/s 56	u/s 57	Total
2004	33	51	84
2005	31	39	70
2006	24	16	40
up to 28.2.07	7	5	12
Total	95	111	206

There is no prosecution case pending for one year or three years. However, 4469 prosecution cases are pending for more than three years. Details of the 4469 pending prosecution cases for the years 2004 to 28.2.07 are as under :-

Year	u/s 56	u/s 57	Total
2004	2082	2832	4914
2005	2046	2660	4706
2006	1993	2532	4525
2007 (up to 28.2.2007)	1984	2485	4469

(c & d) Progress of cases is regularly monitored.

(e) In view of (c) & (d) above, question does not arise.

(f) Steps like briefing of Government Advocates, monitoring of progress of cases, timely production of documents and witnesses etc., are taken regularly for expeditious disposal of cases.